Before : Shri S. R. Paranjpe
I/c. Execution Department.
Date : 16th September, 2019

CALLED FOR ACCEPTANCE :-

6) WP/626/2003

Ms. Shireen Poehkhanawalla, Advocate i/b Maneksha & Sethna Present for Petitioner.
Mr. M. S. Bharadwaj, Advocate for Union of India present for Respondent No.1.

P.C.: The extended Bank Guarantee dated 31st August, 2019 issued by Corporation Bank, Mumbai-23 is already on record. Learned Advocate for the Petitioner has served the copy of the said extended Bank Guarantee to the Union of India and also to the other Respondents. The learned Advocate for Respondent No.1 i.e. Union of India has no objection for acceptance of the said extended Bank guarantee. Both learned Advocates has stated that matter is still pending in the Court.

In respect of practice accepting extended Bank Guarantee every year, in one of the matters, the Hon'ble Court has, interalia, observed that the said practice is not proper and bank Guarantee should be furnished as per Court's Order during pendency of proceedings. In this regard, it is learnt that the Registry is in process of obtaining appropriate directions in respect of pending matters wherein Bank Guarantees and it's renewals as per existing practice are being submitted. Further, in other matters, it is also learnt that Bank do not furnish bank Guarantee for indefinite period or period upto pendency of main proceedings.

Till then, office is directed to accept the said extended Bank Guarantee till further direction is received from the Hon'ble Court.

16/09/2019

I/c. Execution Department
Before : Shri S. R. Paranjpe